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10 **UNITED STATES DISTRICT COURT**
11 **EASTERN DISTRICT OF CALIFORNIA**

12 SEAN THOMAS JEFFRIES,) CIVIL NO. Case 1:23-cv-00955-JLT-GSA
13 Plaintiff,)
14 v.) **STIPULATION TO VOLUNTARY**
15 COMMISSIONER OF SOCIAL SECURITY,) **REMAND PURSUANT TO SENTENCE**
Defendant.) **FOUR OF 42 U.S.C. § 405(g) AND TO**
16) **ENTRY OF JUDGMENT; ORDER**
17)
18)

19 IT IS STIPULATED by and between Plaintiff and Defendant, the Commissioner of
20 Social Security, through their undersigned counsel of record, that the above-entitled action shall
21 be remanded to the Commissioner of Social Security for further administrative proceedings.

22 Upon remand, the Appeals Council will remand the case to an Administrative Law
23 Judge (ALJ) for a new decision, and instruct the ALJ to offer Plaintiff the opportunity for a new
24 administrative hearing and to re-evaluate the evidence of record. The parties further request that
25 the Court direct the Clerk of the Court to enter a final judgment in favor of Plaintiff, and against
26 Defendant, reversing the final decision of the Commissioner.

27 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
28 Social Security Act, 42 U.S.C. 405(g).

STIPULATION TO REMAND

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2 Dated: January 19, 2024

/s/ Jonathan Omar Pena*

JONATHAN OMAR PENA

Attorney for Plaintiff

*Authorized via e-mail on January 19, 2024

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United States Attorney

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8 By: /s/ Michael J. Mullen

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15 **ORDER**

16 Pursuant to stipulation, this case is remanded to the Commissioner for further
17 proceedings per sentence four of 42 U.S.C. 405(g). Judgment is directed for Plaintiff.

18 IT IS SO ORDERED.

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20 Dated: **January 22, 2024**

/s/ Gary S. Austin

UNITED STATES MAGISTRATE JUDGE